

THE HONORABLE BENJAMIN H. SETTLE

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

COMMANDER EMILY SHILLING, et al.,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity as  
President of the United States; et al.,

Defendants.

No. 2:25-cv-241-BHS

PLAINTIFFS' UNOPPOSED  
MOTION TO FILE OVERLENGTH  
REPLY BRIEF

NOTE ON MOTION CALENDAR:  
March 17, 2025

Plaintiffs, by and through their undersigned counsel, hereby respectfully request an order permitting them to file an overlength Reply to Defendants' Opposition to Plaintiffs' Motion for Preliminary Injunction pursuant to Local Rules W.D. Wash. LCR 7(f) and is noted for same day consideration pursuant to Local Rules W.D. Wash. LCR 7(d)(1).

On February 19, 2025, the Court granted the parties' joint stipulated request to file overlength briefs, allowing 10,000 words for both Plaintiffs' motion and Defendants' opposition, and 5,000 words for Plaintiffs' Reply. ECF No. 22. The Court subsequently granted the Parties' joint stipulated request to amend the briefing schedule, allowing Plaintiffs to file a supplemental brief in support of their motion. ECF No. 56. On March 13, 2025, Defendants requested and were granted an increased word limit for their opposition to 13,000 words. ECF Nos. 72, 74. Defendants filed their opposition with a final word count of 12,982. ECF No. 76.

1 By way of this Motion, Plaintiffs request that the word limit for their reply brief be  
 2 increased to 6,500 words. Good cause exists for this request because Plaintiffs require the  
 3 additional space to appropriately respond to the arguments made by Defendants in their  
 4 opposition and the following additional guidance that has been issued since Plaintiffs filed the  
 5 supplemental briefing:

- 6 • Office of the Undersecretary of Defense, *Clarifying Guidance on Prioritizing*  
 7 *Military Excellence and Readiness: Retention and Accession Waivers*, issued  
 8 Mar. 4, 2025;
- 9 • Sec’y of the Army, *Prioritizing Military Excellence and Readiness*  
 10 *Implementation Guidance*, issued Mar. 6, 2025;
- 11 • Dep’t of the Army, *Implementing Guidance for Executive Order* (EXORD 175-  
 12 25), issued Mar. 7, 2025; and
- 13 • Sec’y of the Navy, *Initial Direction on Prioritizing Military Excellence and*  
 14 *Readiness*, issued Mar. 13, 2025.

15 See Defendants’ Notices Pursuant to the Court’s Order, ECF Nos. 64, 68, and 75. The overlength  
 16 brief will assist the Court in resolving the many complex issues raised in this case.

17 Plaintiffs’ counsel have conferred with Defendants’ counsel, who stated that Defendants  
 18 do not oppose this request.

19 Pursuant to Local Rules W.D. Wash. LCR 7(e)(6), I certify that this memorandum  
 20 contains 327 words, in compliance with the Local Civil Rules.

21  
 22 DATED this 17th day of March 2025.  
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 25  
 26

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